

Applicant Initiated Interview Request Form

Application No.: 10/046,727
First Named Applicant: Cook et al.
Status of Application: RCE filed herewith

Examiner: Jennifer M. Kim
Group Art Unit: 1617

Tentative Participants:

- (1) Examiner Jennifer M. Kim (2) Rebecca M. McNeill
(3) Amy E. Purcell (4)

Proposed Date of Interview: October 12, 2005 **Proposed Time:** 10:00 a.m.

Type of Interview Requested:

- ☒ Telephonic
☐ Personal
☐ Video Conference

Exhibit to be Shown or Demonstrated?

- ☐ Yes
☒ No

If yes, provide brief description:

Issues to be Discussed

<u>Issues (Rej., Obj. etc.)</u>	<u>Claims/Fig. #s</u>	<u>Prior Art</u>	<u>Discussed</u>	<u>Agreed</u>	<u>Not Agreed</u>
Anticipation	2, 6	<i>White</i>			
Obviousness	2, 6-13	<i>Sunshine, Ouali White, Weng</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Continuation Sheet Attached

Brief Description of Arguments to be Presented:

White fails to specifically disclose the claimed composition and one must pick, choose, and combine various disclosures, which is improper in an anticipation rejection.

Sunshine does not suggest specifically using polyethylene glycol and fails to teach or suggest formulating the claimed composition in a soft gelatin capsule. Furthermore, *White* provides no motivation to formulate the composition in a soft gelatin capsule and in fact, teaches away from formulating a composition containing ibuprofen, diphenhydramine and polyethylene glycol in a soft gel capsule.

An interview was conducted on the above-identified application on: _____.

Note: This form should be completed by applicant and submitted to the Examiner in advance of the interview (see MPEP § 713.01). This application will not be delayed from issue because of applicant's failure to file a statement of the substance of this interview (37 CFR § 1.133(b)) as soon as possible.

Amy E. Purcell, Reg. No. 53,492

Examiner/SPE Signature